

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

LIBERTY MUTUAL INSURANCE COMPANY,)
Plaintiff,) C.A. No. 1:04-CV-10666-DPW
v.)
THE BLACK & DECKER CORPORATION,)
BLACK & DECKER, INC., BLACK & DECKER)
(U.S.) INC., EMHART CORPORATION, and)
EMHART INDUSTRIES, INC.,)
Defendants.)

)

NOTICE OF APPEAL

Notice is hereby given that defendants, The Black & Decker Corporation, Black & Decker, Inc. Black & Decker (U.S.) Inc., Emhart Corporation and Emhart Industries, Inc., hereby appeal to the United States Court of Appeals for the First Circuit from the final judgment entered in this action on October 19, 2004 and all interlocutory orders and rulings associated therewith, including all portions of the Memorandum and Order entered on December 5, 2003, in Civil Action No. 96-10804-DPW pertaining to the Jaffrey Sanitary Landfill site in Jaffrey, New

Hampshire that is the subject of this action.

By their attorneys,

/s/Jack R. Pirozzolo.
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